

Lisa Henshaw - 1/22/04

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1                   IN THE UNITED STATES DISTRICT COURT  
2                   FOR THE DISTRICT OF MARYLAND

3   JEFFREY F. and  
4   DONNA LAWRENCE

5                   Plaintiffs

CIVIL ACTION NO.

6                   vs.

7   THE "IMAGINE...!" YACHT,  
8   LLC, et al.

9                   Defendants

RDG-02-CV-3224

10                   The deposition of LISA HENSHAW was held  
11   on Thursday, January 22, 2004 commencing at 3:30  
12   p.m. at the Law Offices of Sher & Blackwell, 1850 M  
13   Street, N.W., Suite 900, Washington, D.C. 20036  
14   before Louisa B. McIntire-Brooks, RPR, CSR.

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21   REPORTED BY:   Louisa B. McIntire-Brooks, RPR, CSR

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<p>1 APPEARANCES:</p> <p>2 PRABIR CHAKRABARTY, ESQUIRE</p> <p>3 On behalf of the Plaintiffs</p> <p>4 ERIC N. STRAVITZ, ESQUIRE</p> <p>5 On behalf of Sher &amp; Blackwell</p> <p>6 ROBERT H. BOUSE, ESQUIRE</p> <p>7 On behalf of Defendant, Imagine</p> <p>8 DAVID W. SKEEN, ESQUIRE</p> <p>9 On behalf of Defendant, Latitude 38</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p>	<p>1 social events.</p> <p>2 Q. How long have you been employed?</p> <p>3 A. Almost ten years.</p> <p>4 Q. Your business address is where we are today?</p> <p>5 A. Um-hum.</p> <p>6 Q. How about your home address?</p> <p>7 A. 12530 Perry Wood Lane, Dunkirk, Maryland</p> <p>8 20754.</p> <p>9 Q. You're married to Mr. Pike?</p> <p>10 A. Yeah.</p> <p>11 Q. That's correct?</p> <p>12 A. Yeah.</p> <p>13 Q. And how long have you been married?</p> <p>14 A. July 16th.</p> <p>15 Q. Will be one year -- July 16th?</p> <p>16 A. Yeah, we just got married in the summer,</p> <p>17 Hawaii.</p> <p>18 Q. Congratulations.</p> <p>19 A. Thank you.</p> <p>20 Q. What is your educational background, very</p> <p>21 briefly?</p>
Page 3	Page
<p>1 STIPULATIONS</p> <p>2 It is stipulated and agreed by and</p> <p>3 between counsel for the respective parties that the</p> <p>4 reading and signing of this deposition by the</p> <p>5 witness be and the same are hereby waived.</p> <p>6 It is further stipulated and agreed that</p> <p>7 the filing of this deposition with the Clerk of</p> <p>8 Court be and the same is hereby waived.</p> <p>9 -----</p> <p>10 Whereupon,</p> <p>11 LISA HENSHAW,</p> <p>12 called as a witness, having been first duly sworn to</p> <p>13 tell the truth, the whole truth, and nothing but the</p> <p>14 truth, was examined and testified as follows:</p> <p>15 EXAMINATION BY MR. BOUSE:</p> <p>16 Q Ms. Henshaw, you are an employee of Sher &amp;</p> <p>17 Blackwell?</p> <p>18 A. Yes.</p> <p>19 Q. What are your duties?</p> <p>20 A. I'm the office administrator. I handle</p> <p>21 the financials and computers, human resources,</p>	<p>1 A. Some college. Community college, two</p> <p>2 years.</p> <p>3 Q. Ms. Henshaw, I'm going to ask you a series of</p> <p>4 questions about Mr. Lawrence's lawsuit against my</p> <p>5 client, which is the owners of the yacht, Imagine, and</p> <p>6 also other counsel's client, which is the charter</p> <p>7 broker for the yacht.</p> <p>8 A. Um-hum.</p> <p>9 Q. If at any time you don't understand one of my</p> <p>10 questions, please say so and I'll try to rephrase it.</p> <p>11 If you want to take a break and confer with counsel,</p> <p>12 let me know and we'll stop. It should be very brief.</p> <p>13 I understand that you were the one that contracted for</p> <p>14 this trip?</p> <p>15 A. Yes.</p> <p>16 Q. How did it come about?</p> <p>17 A. We usually do a summer event and I thought</p> <p>18 that this year would be good to do a sailboat event.</p> <p>19 And I got on the internet and just looked at some</p> <p>20 different sailboat companies and decided on the</p> <p>21 Imagine.</p>

2 (Pages 2 to 5)

<p style="text-align: right;">Page 6</p> <p>1 Q. What made you decide on the Imagine?</p> <p>2 A. I liked the boat. They were right out of</p> <p>3 Annapolis and stuff and Harrington South, where we</p> <p>4 keep our sailboat recommended them.</p> <p>5 Q. Where you keep your personal sailboat?</p> <p>6 A. Um-hum. That was sort of a reason too</p> <p>7 because we enjoy sailing and stuff and we thought</p> <p>8 other people might.</p> <p>9 Q. Had you ever been on a schooner such as the</p> <p>10 Imagine before you booked it?</p> <p>11 A. No.</p> <p>12 Q. Did --</p> <p>13 A. Well, I have been on sailboats, not that</p> <p>14 big.</p> <p>15 Q. Have you ever been on any sailboats that have</p> <p>16 fired greeting cannons or anything like that?</p> <p>17 A. No.</p> <p>18 Q. Did the website have anything to do about</p> <p>19 saluting other ships with a cannon --</p> <p>20 A. No.</p> <p>21 Q. -- as part of the sale?</p>	<p style="text-align: right;">Page 8</p> <p>1 Q. Who gave you the authorization to sign it --</p> <p>2 A. Marc Fink.</p> <p>3 Q. Marc Fink?</p> <p>4 A. Um-hum.</p> <p>5 Q. Did he ever look at it?</p> <p>6 A. No.</p> <p>7 Q. The agreement?</p> <p>8 A. No.</p> <p>9 Q. Did you ever think it was necessary to have</p> <p>10 one of the lawyers who do maritime law look at it?</p> <p>11 A. No, I usually read over the contracts. If</p> <p>12 I do have some questions, I don't understand</p> <p>13 something, I will ask. I usually go to John Butler.</p> <p>14 Q. John Butler?</p> <p>15 A. Um-hum.</p> <p>16 Q. Before you signed it, you reviewed this</p> <p>17 contract?</p> <p>18 A. Yes. I look at everything I sign.</p> <p>19 Q. That's why you work in a law firm?</p> <p>20 A. Um-hum.</p> <p>21 Q. Did you have any questions or any issues with</p>
<p style="text-align: right;">Page 7</p> <p>1 A. No.</p> <p>2 Q. And who did you contact to set up the --</p> <p>3 A. The charterer. I wanted -- I was looking</p> <p>4 over the contract today just to refresh my memory a</p> <p>5 little bit. Christie, Crystal. That was my contact</p> <p>6 over there.</p> <p>7 Q. Okay.</p> <p>8 A. Davis or something. The person who at</p> <p>9 that time was in charge of doing the charters.</p> <p>10 Q. Did you have any questions over about the</p> <p>11 charter or the law firm's responsibility with reference</p> <p>12 to a charter of a vessel?</p> <p>13 A. I just asked basically where they sailed,</p> <p>14 what kind of food and beverages would they have.</p> <p>15 Pretty standard stuff, the cost, obviously. Where</p> <p>16 we should meet, what we should wear.</p> <p>17 Q. Did you have anyone here at the firm review</p> <p>18 the charter agreement that you received?</p> <p>19 A. No.</p> <p>20 Q. No one reviewed it?</p> <p>21 A. No.</p>	<p style="text-align: right;">Page 9</p> <p>1 any of the paragraphs of that contract --</p> <p>2 A. No.</p> <p>3 Q. -- that you were concerned about?</p> <p>4 A. No.</p> <p>5 Q. How did you get from wherever you started to</p> <p>6 where the schooner was?</p> <p>7 A. How did I get there?</p> <p>8 Q. Yeah, personally?</p> <p>9 A. We drove.</p> <p>10 Q. Drove with Mr. Fink, Mr. Pike?</p> <p>11 A. Mr. Pike.</p> <p>12 Q. I'm sorry. It's been a long day. You drove</p> <p>13 with Mr. Pike?</p> <p>14 A. Mr. Pike.</p> <p>15 Q. When you got there and got on the schooner,</p> <p>16 do you have any recollection how long it was before the</p> <p>17 cannon was fired?</p> <p>18 A. I don't know, maybe halfway into it, maybe</p> <p>19 a little bit more.</p> <p>20 Q. You were out on Chesapeake Bay and I have</p> <p>21 asked this question every time, I don't know if you can</p>

3 (Pages 6 to 9)



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1 answer it or not, do you recognize any landmarks, a  
2 bridge or point of land that you recognize where you  
3 were near when the cannon was fired?  
4 A. Bay Bridge -- I'm not sure if we were by  
5 the Bay Bridge, but I remember seeing the Bay  
6 Bridge.  
7 Q. When was the first time that you saw the  
8 cannon?  
9 A. When they brought it up.  
10 Q. Where did they bring it up from?  
11 A. Well, I don't know -- when they were  
12 bringing to the place. I didn't see exactly where  
13 they brought it up from.  
14 Q. Did it appear to you that they brought it  
15 from below decks?  
16 A. I just remember them carrying it to the  
17 spot where they put it.  
18 Q. Who was carrying it?  
19 A. There were two women, I believe.  
20 Q. Did you ask what they were going to do with  
21 that?

Page 11

1 A. No.  
2 Q. Where did they take that cannon?  
3 A. They took it on the right side of the  
4 boat.  
5 Q. Starboard side?  
6 A. Yeah, right. I should know that.  
7 Q. You're a sailor, that's why I said starboard.  
8 A. Starboard side, between the cockpit and  
9 the middle.  
10 Q. Let me show you -- this is a large schematic.  
11 This is a smaller part of that schematic of the yacht,  
12 Imagine. This is below decks and that is the upper  
13 deck. Can you point out on there --  
14 A. This is the cockpit, right here?  
15 Q. This would be the cockpit. This is the  
16 wheel.  
17 A. Right. Okay. I want to say like here.  
18 Q. Can you put it -- show where it was on the  
19 top part of the deck --  
20 A. You mean --  
21 Q. This is the below deck area. This is the

Page 12

1 top.  
2 A. Okay. I would probably say like around  
3 here. I don't know, around there. I may be a  
4 little bit more.  
5 Q. Would you put a circle and write cannon next  
6 to it? And then your name?  
7 A. (Marking.)  
8 Q. Thank you. Now --  
9 A. Cannon copier.  
10 Q. Do you remember what, if anything, the cannon  
11 was sitting on when they brought it up and placed it  
12 there.  
13 A. Not really. I'm not really sure if it was  
14 like on the side or if it was actually sitting on  
15 something. I would assume it had to be sitting on  
16 something because of the railing. I don't recall.  
17 Q. At that point when they brought it up, do you  
18 know where Mr. Lawrence was?  
19 A. No.  
20 Q. Do you know where anyone on -- can you  
21 identify where anyone, a member of the firm was at the

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1 time they brought the cannon and placed it where you  
2 indicated?  
3 A. Jeff, I think, Earl was down here.  
4 Q. Can you just write their names there where  
5 you think they were?  
6 A. Okay. This is a recollection.  
7 Q. I understand. That's all I'm asking for.  
8 A. Jeff, Earl, maybe Pauley. I want to say  
9 Marc was around here, because when they made the  
10 announcement, we have been will.  
11 Q. That's Marc Fink?  
12 A. Yeah. I want to say Heather and then --  
13 I'm not sure if this is exactly the time, I just  
14 remember at one point like Heather was over here. I  
15 was sitting next to Donald at some point, but I'm  
16 not sure if that was exactly at the time. Do you  
17 want me to write that?  
18 Q. Donald?  
19 A. Kassilke. But, again I'm not sure if that  
20 was around the same time.  
21 Q. Do you remember where you actually were --

4 (Pages 10 to 13)

<p style="text-align: right;">Page 14</p> <p>1 A. I was here.</p> <p>2 Q. When the cannon was fired?</p> <p>3 A. Yeah -- well, actually I was here to begin</p> <p>4 with until they -- I was here to begin with.</p> <p>5 Q. Indicating you were close to where the cannon</p> <p>6 was placed?</p> <p>7 A. Yes.</p> <p>8 Q. Initially, and did you hear them say anything</p> <p>9 before they fired the cannon, the crew members?</p> <p>10 A. Yes.</p> <p>11 Q. And what did they say?</p> <p>12 A. They said that they were going to fire the</p> <p>13 cannon, something about -- you do it when two ships</p> <p>14 are passing because another ship was coming, another</p> <p>15 boat, they said it was going to be loud, to cover</p> <p>16 your ears or to move back.</p> <p>17 Q. Did they make that announcement generally or</p> <p>18 did they go around to each person?</p> <p>19 A. It was general.</p> <p>20 Q. And when they said that, you were seated</p> <p>21 where you have indicated?</p>	<p style="text-align: right;">Page 16</p> <p>1 MR. STRAVITZ: Yeah, you can.</p> <p>2 A. Repeat the question?</p> <p>3 Q. Could you have objected to them firing the</p> <p>4 cannon?</p> <p>5 MR. STRAVITZ: Objection, go ahead</p> <p>6 and answer.</p> <p>7 A. Yes, I could have objected.</p> <p>8 Q. You didn't see a need to?</p> <p>9 A. No.</p> <p>10 Q. You said you moved. Where exactly did you</p> <p>11 move to?</p> <p>12 A. I moved closer to the cockpit, just a</p> <p>13 little further away from it.</p> <p>14 Q. Can you sort of make a circle and put self</p> <p>15 down and indicate where you where when it was fired?</p> <p>16 A. He moved.</p> <p>17 Q. He, meaning?</p> <p>18 A. Mark. I probably went to about here. So</p> <p>19 put self?</p> <p>20 Q. Yes. And then put a circle.</p> <p>21 A. Circle.</p>
<p style="text-align: right;">Page 15</p> <p>1 A. Right.</p> <p>2 Q. After they said that, where did you -- did</p> <p>3 you move?</p> <p>4 A. Yeah, I scooted down a bit.</p> <p>5 Q. Did they ask you to move?</p> <p>6 A. No, she just said it was going to be loud,</p> <p>7 it was a cannon, it was a gun.</p> <p>8 Q. I know from prior testimony, Mr. Butler was</p> <p>9 there with his wife and a very young child, 6 month</p> <p>10 old?</p> <p>11 A. Uh-huh.</p> <p>12 Q. Did you ever indicate to him that it may not</p> <p>13 be a good idea to fire the cannon?</p> <p>14 A. No.</p> <p>15 Q. Did anyone object to the cannon being fired?</p> <p>16 A. No.</p> <p>17 Q. If you -- could you have objected? Do you</p> <p>18 know?</p> <p>19 MR. STRAVITZ: Objection. You can</p> <p>20 answer.</p> <p>21 A. No. Should I answer?</p>	<p style="text-align: right;">Page 17</p> <p>1 Q. That's an indication where you were when the</p> <p>2 cannon was fired?</p> <p>3 A. Yes.</p> <p>4 Q. How far were you in feet, if you can tell me,</p> <p>5 from the cannon when it was fired?</p> <p>6 A. I don't know, 6 feet, 8 feet. I'm just</p> <p>7 trying to think, like I was sitting here, maybe to</p> <p>8 about there.</p> <p>9 Q. To the outlet?</p> <p>10 A. Yeah.</p> <p>11 Q. You're saying --</p> <p>12 A. Is that 10 feet?</p> <p>13 Q. 6, 8 feet?</p> <p>14 A. Okay.</p> <p>15 Q. Were you the closest person to the cannon at</p> <p>16 the time it was fired?</p> <p>17 A. I don't recall that.</p> <p>18 Q. You identified these other people, you don't</p> <p>19 know where Mr. Lawrence was?</p> <p>20 A. No, at the time that it was fired, I do</p> <p>21 not recall.</p>

5 (Pages 14 to 17)

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1 Q. Do you know where Mr. Pike was?  
2 A. He was in the cockpit.  
3 Q. Meaning --  
4 A. Down here.  
5 Q. That's where you wrote Jeff; right?  
6 A. Right.  
7 Q. Do you know when I asked him, he didn't know  
8 where you were?  
9 A. I'm upset.  
10 Q. I wanted to make sure.  
11 A. Was he there?  
12 MR. CHAKRABARTY: Why are you  
13 starting trouble?  
14 Q. Do you know if Marc Fink heard that  
15 announcement that it was going to be loud and you  
16 should cover your ears?  
17 A. I assume he did because he moved away as  
18 soon as she announced it.  
19 Q. Do you know if Jeff --  
20 A. Pike.  
21 Q. Jeff Pike and the other two gentlemen in the

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1 cockpit heard that?  
2 A. I would assume that they did.  
3 Q. They did?  
4 A. I would assume that they did, yeah. But,  
5 I don't know for sure.  
6 Q. And did you see the other schooner coming?  
7 A. Yes.  
8 Q. Nearby?  
9 A. Um-hum.  
10 Q. After the crew of the Imagine fired the  
11 cannon, did the other schooner fire a cannon also?  
12 A. No. I thought it would.  
13 Q. Have you ever fired a gun of any kind?  
14 A. Yes.  
15 Q. What kind of gun?  
16 A. Some rifles, 30 odd 6, muzzle loader, some  
17 handguns.  
18 Q. Is that your husband that did the Uzi? Was  
19 he the one with the Uzi?  
20 A. He shot an Uzi?  
21 Q. I don't want to bring up trouble again.

Page 20

1 A. I'm taking notes, give me some paper.  
2 Q. The guy has got Uzis in the house. Have you  
3 ever fired a shotgun?  
4 A. Um-hum.  
5 Q. The noise that you heard from the cannon, can  
6 you compare it to the shotgun or any other weapon you  
7 may have fired?  
8 A. It was louder. It was a lot louder. And  
9 I couldn't compare it. It was a completely  
10 different noise.  
11 Q. It lasted --  
12 A. It was quick.  
13 Q. Quick?  
14 A. Yeah.  
15 Q. Did you have your hands over your ears?  
16 A. Um-hum.  
17 Q. Did you look around and see other people have  
18 their hands over their ears?  
19 A. I want to say yes.  
20 Q. After the cannon was fired, did anyone  
21 immediately say to you that was really loud or my ears

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1 are ringing or I have a dull sound in my ear?  
2 A. Yes.  
3 Q. Who was that?  
4 A. Jeff Lawrence.  
5 Q. Where was he when he said that to you?  
6 A. At this point, I do not recall -- where  
7 was he when he said that? Oh, he came up to me.  
8 Q. Go ahead. I'm sorry.  
9 A. He came up to me.  
10 Q. Did he tell you where he was when the cannon  
11 was fired when he reported to you --  
12 A. No.  
13 Q. What did he tell you about his hearing at  
14 that point?  
15 A. He was like wow, that was really loud and  
16 he was like holding his ear.  
17 Q. Which ear?  
18 A. Left.  
19 Q. Left ear?  
20 A. Wow, that was really loud, what was all  
21 that about? And I explained to him, you know, the



<p style="text-align: right;">Page 22</p> <p>1 two boats passing, why did they do that? Did you 2 know they were going to do that, just questions 3 along that line. 4 Q. What did you say when he said did you know? 5 A. I said yes, I knew they were going to do 6 that, they made an announcement, they said it was 7 going to be loud and to cover your ears and he said 8 he didn't hear it. 9 Q. He said he didn't here them? 10 A. (Shakes head.) 11 Q. The conversation you had with him, you were 12 still on the yacht? 13 A. Um-hum. 14 Q. And the yacht was still moving? 15 A. Yeah. 16 Q. Was it under sail or motor? 17 A. I think it was under sail, again, I'm not 18 quite sure. The sails were up most of the time. 19 Q. When he said that to you and you responded, 20 did he indicate he had any difficulty hearing you at 21 that point?</p>	<p style="text-align: right;">Page 24</p> <p>1 Q. Did you go to Mr. Butler who had like the 2 youngest child, like 6 months -- 3 A. No. 4 Q. -- and ask him? 5 A. No. 6 Q. Did anyone else come up to you and make any 7 complaints about a hearing problem as a result of the 8 cannon being fired other than Mr. Lawrence? 9 A. No. 10 Q. You never had any hearing problems; is that 11 right, you told me? 12 A. No. 13 Q. After this occurrence and knowing that 14 Mr. Lawrence has filed an action for alleged hearing 15 loss from this cannon, have you had your ears checked 16 for any reason? 17 A. No. 18 Q. How about your husband? 19 A. I don't think so, no. 20 Q. Your husband had a prior hearing disability 21 of some sort?</p>
<p style="text-align: right;">Page 23</p> <p>1 A. Yeah, he said that was loud, my ears 2 ringing. 3 Q. Then you had the conversation with him, did 4 he keep saying I can't hear you -- 5 A. He seemed like he was uncomfortable, he 6 seemed distress. He seemed upset too because he 7 kept asking me all these questions, why why why. 8 Q. But, you were able to have a conversation 9 with him? 10 A. Yeah. 11 Q. Were you screaming? 12 A. No. 13 Q. And after the conversation, where did he go 14 and where did you go? 15 A. We just sort of like kept floating around, 16 ate some more food, looked out. 17 Q. Since you set this up and reviewed the 18 charter, did you go around and inquire if anyone else 19 whether they had any problems as result of the cannon 20 being fired? 21 A. No.</p>	<p style="text-align: right;">Page 25</p> <p>1 A. He needs to get his ears checked. 2 Q. Is that because he doesn't listen to you? 3 A. He probably just blocks me out and says 4 he's losing his hearing. 5 Q. Did he say that the firing of cannon had any 6 effect on him? 7 A. No. 8 Q. When was the first time you found out that 9 Mr. Lawrence continued to have problems with his 10 hearing? 11 A. What do you mean? 12 Q. After you got off the vessel, when was the 13 next time you talked to Mr. Lawrence about any problems 14 that he had -- 15 A. Monday. 16 Q. What did he say? 17 A. He was still complaining that his ear was 18 bothering him, he was having problems hearing, he 19 was going to go to the doctor, he was still upset 20 about the cannon. 21 Q. When is the first time you found out there</p>

7 (Pages 22 to 25)

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1 was a lawsuit filed by Mr. Lawrence?  
2 A. I don't recall.  
3 Q. If you did --  
4 A. When was the first time when you  
5 officially sent us the thing?  
6 Q. First time that you -- did you ever hear  
7 before you got a third party claim filed against you  
8 that Mr. Lawrence had filed suit?  
9 A. Yes, he had said that he was going to.  
10 Q. When was that? Do you know?  
11 A. I cannot recall.  
12 Q. Did you ever ask Mr. Lawrence why he didn't  
13 hear the announcement as to where he was?  
14 A. Yes.  
15 Q. What did he tell you?  
16 A. He had said that he was coming up or  
17 something.  
18 Q. Coming up from --  
19 A. From the galley.  
20 Q. Do you know if there was anyone else in the  
21 galley at the time?

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1 A. No.  
2 Q. Do you know of anyone who did not hear the  
3 announcement other than Mr. Lawrence?  
4 A. Not that they told me.  
5 Q. So, as far as you know, everyone else on the  
6 vessel heard, as far as you know, heard the  
7 announcement?  
8 MR. STRAVITZ: Objection, you can  
9 answer.  
10 A. As far as I know, I mean, if there were  
11 people in the galley I would have no way of knowing  
12 whether they heard it or not.  
13 Q. As far as know, everybody that was on the  
14 deck heard the announcement?  
15 A. Everybody that was close to her heard it  
16 and I know they did because they either backed up,  
17 backed off or they held their ears.  
18 Q. Did you have any children on board?  
19 A. Um-hum.  
20 Q. What --  
21 A. My own children.

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1 Q. How old are they?  
2 A. Now, 17 and 15.  
3 Q. Where were they at the time that the cannon  
4 was fired?  
5 A. They were up front, towards the front.  
6 Q. Did they ever complain to you about any  
7 problems with hearing as a result of the cannon being  
8 fired?  
9 A. No.  
10 Q. After Mr. Lawrence continued to complain and  
11 you found out the lawsuit was filed, did anyone come to  
12 you at that point and indicate that they also were  
13 having some hearing problems as a result of the cannon  
14 being fired?  
15 A. No.  
16 Q. Does Mr. Lawrence continue to complain about  
17 his hearing today?  
18 A. Yes.  
19 Q. Does he wear a hearing aid?  
20 A. Yes.  
21 Q. Every day?

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1 A. I couldn't tell you if it was every day.  
2 I don't see him every day.  
3 Q. Do you attend meetings with Mr. Lawrence?  
4 A. Yes.  
5 Q. And has he expressed difficulty hearing at  
6 those meetings to you?  
7 A. He complains about the hearing aid, it  
8 picks up all this background noise and stuff.  
9 Q. Anything else?  
10 A. No.  
11 Q. Now, you did indicate, you did the books or  
12 the billing?  
13 A. Yeah, the financials.  
14 Q. Financials? Has the income attributable to  
15 the work of Mr. Lawrence gone down or remained the same  
16 or increased since 2001?  
17 A. I would have to look that up.  
18 Q. You don't know off the top of your head just  
19 from looking at the reports?  
20 A. I mean, the income for the firm has gone  
21 up a little bit during the year. I'd have to look



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<p style="text-align: right;">Page 30</p> <p>1 and see how much, we have got nine partners.</p> <p>2 Q. Are there any documents that you attribute to</p> <p>3 each partner, in the hours worked or income produced</p> <p>4 from their clients?</p> <p>5 A. Yes, we have reports by billing attorneys,</p> <p>6 that shows hours, fees collected, billings.</p> <p>7 Q. Can you tell me whether or not Mr. Lawrence's</p> <p>8 hours and billing and collections have increased, gone</p> <p>9 down or remained the same since 2001?</p> <p>10 A. Not off the top of my head.</p> <p>11 Q. What do you call that if I was going to issue</p> <p>12 a subpoena to you for that, what would you call that?</p> <p>13 A. Financials, I guess, fees, just say</p> <p>14 financial information.</p> <p>15 MR. BOUSE: I don't think I have any</p> <p>16 other questions. Thank you so much.</p> <p>17 MR. SKEEN: I just have a few. Just</p> <p>18 a few.</p> <p>19 EXAMINATION BY MR. SKEEN:</p> <p>20 Q. Do you recall dealing with Crystal Davis?</p> <p>21 A. Was it Crystal? Christie or something.</p>	<p>1 what's been marked as Davis Exhibit Number 2 on</p> <p>2 9/8/03.</p> <p>3 MR. SKEEN: I don't know if you want</p> <p>4 to make another copy of it and put it in as an</p> <p>5 exhibit.</p> <p>6 MR. STRAVITZ: We can do that after.</p> <p>7 Q. Now, you understood that you were chartering</p> <p>8 this boat on behalf of Sher &amp; Blackwell, did you not?</p> <p>9 A. Correct.</p> <p>10 Q. You had, I believe, you testified you had</p> <p>11 authority to sign this contract?</p> <p>12 A. Um-hum.</p> <p>13 Q. That is your signature on the contract, Lisa</p> <p>14 Henshaw, September 13, 2001?</p> <p>15 A. Yes.</p> <p>16 MR. SKEEN: We'll mark this as the</p> <p>17 next exhibit. Have you marked that one?</p> <p>18 MR. BOUSE: I don't think I marked</p> <p>19 this yet.</p> <p>20 MR. STRAVITZ: Do you want to make</p> <p>21 this 1 and --</p>	<p style="text-align: right;">Page 32</p>
<p style="text-align: right;">Page 31</p> <p>1 Q. This is a copy of a contract that was</p> <p>2 identified in Crystal Davis's deposition. I just want</p> <p>3 you to take a look at it and see if that was the</p> <p>4 contract you signed. That is the actual deposition</p> <p>5 exhibit?</p> <p>6 A. Print looks a little bit bigger than what</p> <p>7 I had. Yeah, that looks like it.</p> <p>8 MR. STRAVITZ: What exactly did you</p> <p>9 sign?</p> <p>10 THE WITNESS: I signed this and I</p> <p>11 remember this was attached to it. The copy that I</p> <p>12 have though, the print is just a little bit smaller.</p> <p>13 So, maybe this is just a generic copy.</p> <p>14 MR. STRAVITZ: It's a two-page</p> <p>15 agreement?</p> <p>16 THE WITNESS: Um-hum.</p> <p>17 MR. STRAVITZ: How many pages did you</p> <p>18 sign?</p> <p>19 THE WITNESS: I signed one, the top</p> <p>20 one.</p> <p>21 MR. STRAVITZ: And we're referring to</p>	<p>1 MR. BOUSE: We'll make this 1 and</p> <p>2 charter will be 2. Do you want to do that now?</p> <p>3 MR. SKEEN: That's actually already</p> <p>4 an exhibit.</p> <p>5 MR. STRAVITZ: You can put two</p> <p>6 stickers on it.</p> <p>7 (Henshaw Deposition Exhibit Number 1 was</p> <p>8 marked for purposes of identification.)</p> <p>9 Q. Now, were you surprised when they bought out</p> <p>10 this cannon on deck?</p> <p>11 A. Not really surprised, no.</p> <p>12 Q. Did you feel it presented any danger to</p> <p>13 anyone on the cruise?</p> <p>14 A. No, unless they turned it around and</p> <p>15 pointed it at one of us, then I would have gone hey.</p> <p>16 Q. If you had known that they were going to pull</p> <p>17 this cannon out and fired it on this cruise, would that</p> <p>18 have affected your decision to book this cruise to</p> <p>19 begin with?</p> <p>20 MR. STRAVITZ: Objection, go ahead</p> <p>21 and answer.</p>	<p style="text-align: right;">Page 33</p>

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<p style="text-align: right;">Page 34</p> <p>1 A. No. I'm sorry. Repeat that again.</p> <p>2 Q. If you had --</p> <p>3 A. If I had known --</p> <p>4 Q. If you had known they were going to shoot off</p> <p>5 a cannon --</p> <p>6 A. Would it have affected my decision?</p> <p>7 MR. STRAVITZ: Objection, you can</p> <p>8 answer.</p> <p>9 A. No.</p> <p>10 MR. SKEEN: I think that's all I got.</p> <p>11 Thank you.</p> <p>12 EXAMINATION BY MR. CHAKRABARTY:</p> <p>13 Q. As a result of this incident, did you send</p> <p>14 any sort of paperwork to the chartering company?</p> <p>15 A. Yes.</p> <p>16 MR. CHAKRABARTY: I don't know</p> <p>17 whether you introduced that letter or --</p> <p>18 MR. SKEEN: I haven't put it out.</p> <p>19 MR. CHAKRABARTY: Okay.</p> <p>20 MR. SKEEN: I don't think it's</p> <p>21 disputed that she sent a letter. Crystal Davis</p>	<p style="text-align: right;">Page 36</p> <p>1 cannon fire how long a lapse between that?</p> <p>2 A. Maybe a couple minutes. It wasn't like</p> <p>3 they made the announcement and then boom.</p> <p>4 Q. In your interactions with Mr. Lawrence since</p> <p>5 this incident, have you seen a change as opposed to</p> <p>6 your interactions with him previous to this incident?</p> <p>7 A. Change like?</p> <p>8 MR. BOUSE: He blames you.</p> <p>9 A. Right, I feel bad about the whole thing.</p> <p>10 Q. Specifically with respect to some of the</p> <p>11 things you discussed earlier in terms of his hearing?</p> <p>12 A. He complains about, as I said, he</p> <p>13 complains about it. He is aggravated with the</p> <p>14 background noise. He has problems in meetings, you</p> <p>15 walk into his office, Jeff, Jeff, you know, then he</p> <p>16 gets aggravated with that. But, I mean, he's a nice</p> <p>17 man, but I mean, he's just -- you could just tell</p> <p>18 that at times it bothers him.</p> <p>19 Q. Previous to this incident, did he ever have</p> <p>20 any of these problems?</p> <p>21 A. No.</p>
<p style="text-align: right;">Page 35</p> <p>1 identified it.</p> <p>2 Q. Mr. Bouse asked you, because you made a</p> <p>3 reference to one ear or the other, in terms of when</p> <p>4 Mr. Lawrence told you he was having problems right</p> <p>5 after the cannon blast?</p> <p>6 A. Uh-huh.</p> <p>7 Q. And you -- do you actually specifically</p> <p>8 remember which ear or was it just --</p> <p>9 A. He was looking at me and, but, it would</p> <p>10 have been this way. Do you see what I am saying?</p> <p>11 Q. You specifically remember which ear he was</p> <p>12 talking about?</p> <p>13 A. Yeah, because he was like this. I mean,</p> <p>14 he had his finger on his ear.</p> <p>15 THE WITNESS: Is that all right?</p> <p>16 MR. STRAVITZ: Yeah, I was going to</p> <p>17 let the record reflect that you were pulling on a</p> <p>18 certain ear.</p> <p>19 Q. Do you remember between the time that there</p> <p>20 was an instruction given as to this is going to be loud</p> <p>21 and whatever else was said between that and the actual</p>	<p style="text-align: right;">Page 37</p> <p>1 Q. You worked with him for how many years?</p> <p>2 A. Almost ten years.</p> <p>3 Q. I didn't quite understand. You said he told</p> <p>4 you that he was coming up from the galley previous to</p> <p>5 the firing?</p> <p>6 A. Right.</p> <p>7 Q. Do you remember -- do you actually remember,</p> <p>8 specifically recollect him, seeing him coming up from</p> <p>9 the galley?</p> <p>10 A. No.</p> <p>11 Q. Has he or any of the other partners expressed</p> <p>12 to you any concerns due to his current hearing problems</p> <p>13 affecting his work?</p> <p>14 A. They have not expressed that to me, no.</p> <p>15 Q. You stated that you fired a number of</p> <p>16 different types of guns. Are you familiar with the</p> <p>17 difference between the gauges of guns?</p> <p>18 A. Like 12 gauge and all that?</p> <p>19 Q. As opposed to 10 gauge?</p> <p>20 A. I know there's different gauges. I don't</p> <p>21 know the purposes whether it's more powerful or</p>

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<p style="text-align: right;">Page 38</p> <p>1 louder.</p> <p>2 Q. You said you remember this is being louder</p> <p>3 than any of the guns?</p> <p>4 A. Absolutely. It's not even the same.</p> <p>5 MR. CHAKRABARTY: Nothing further.</p> <p>6 MR. STRAVITZ: You have the right to</p> <p>7 review the transcript. You can make changes to</p> <p>8 substance or the form of your testimony within 30</p> <p>9 days after you receive the transcript. Or you can</p> <p>10 waive that right and just let it go as it is. Most</p> <p>11 people have been waiving the right. One partner</p> <p>12 wanted to review it.</p> <p>13 THE WITNESS: The transcript? Waive.</p> <p>14 MR. STRAVITZ: She'll waive.</p> <p>15 (Deposition concluded at 4:10 p.m.)</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p>	<p>1 INDEX</p> <p>2 Deposition of Lisa Henshaw</p> <p>3 January 22, 2004</p> <p>4</p> <p>5 Examination by:</p> <p>6 Mr. Bouse</p> <p>7 Mr. Skeen</p> <p>8 Mr. Chakrabarty</p> <p>9</p> <p>10 Exhibit No.</p> <p>11 1. Diagram</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p>	<p style="text-align: right;">Page 40</p> <p>Page</p> <p>3</p> <p>30</p> <p>34</p> <p>Marked</p> <p>33</p>
<p style="text-align: right;">Page 39</p> <p>1 State of Maryland</p> <p>2 City of Baltimore, to wit:</p> <p>3 I, Louisa B. McIntire-Brooks, a Notary</p> <p>4 Public of the State of Maryland, County of Anne</p> <p>5 Arundel, do hereby certify that the within-named</p> <p>6 witness personally appeared before me at the time</p> <p>7 and place herein set out, and after having been duly</p> <p>8 sworn by me, according to law, was examined by</p> <p>9 counsel.</p> <p>10 I further certify that the examination</p> <p>11 was recorded stenographically by me and this</p> <p>12 transcript is a true record of the proceedings.</p> <p>13 I further certify that I am not of</p> <p>14 counsel to any of the parties, nor in any way</p> <p>15 interested in the outcome of this action.</p> <p>16 As witness my hand and notarial seal</p> <p>17 this 16th day of February, 2004.</p> <p>18</p> <p>19 _____</p> <p>20 Louisa B. McIntire-Brooks</p> <p>21 Notary Public</p> <p>My Commission Expires:</p> <p>June 2004</p>		

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